

City of Shannon Hills, Arkansas  
Regular City Council Meeting  
Aug 08, 2006

Mayor Davis called the meeting to order at 6:30pm.

Mayor Davis noted that noted that Art Copeland, who is a candidate for State Representative, was present in the audience.

There was a moment of silence to honor the late Paul Eells, legendary "Voice of the Arkansas Razorback football team and KATV Sportscaster.

Mayor Davis led the Pledge of Allegiance.

**Roll Call:** Present were Mayor Davis, Recorder-Treasurer Curt Wilson, City Attorney Patrick Benca, Aldermen Robin Baker, Rick Tribble, James Smith, Dave Holsomback and Diane Everett. Alderman Mike Kemp arrived at 6:34pm.

**Minutes:** Minutes of the July 18 meeting was submitted for Council approval. Recorder-Treasurer Wilson noted the correction of a typographical error that was detected following the distribution of the minutes and too late to redistribute. A motion to approve the minutes, as amended, was made by Alderman Holsomback. Alderman Everett provided a second. The motion passed via voice vote with no opposition.

**Financial Report:** Recorder-Treasurer Wilson presented the financial report for July. Financial summary was:

General Fund:

Checking account.....	\$36,783.48
Undeposited Cash .....	\$ 5,224.08
Reserve Fund .....	\$30,333.76
Total General Fund ...	<u>\$72,341.32</u>

Payroll Fund ..... \$ 188.77

Reader Board Fund ..... \$ 582.41

Street Fund:

Checking Account .....	\$65,777.44
Undeposited Cash .....	\$ 2,263.07
Reserve Fund .....	\$37,728.65
Total Street fund .....	<u>\$102,769.16</u>

Bond & Fine Account ..... \$16,372.78

Court Clerk Account ..... \$ 2,668.52

A motion from Alderman Baker and Second from Alderman Kemp, to accept the financial report as presented, was approved via voice vote with no opposition.

**Department Head Reports:**

All Department Heads submitted written reports. The written reports will be available for inspection upon request. They are filed in a binder in the Recorder's office.

Mayor Davis noted the need to add 1 item to the agenda. He had prepared a new agenda with the new item on it but not in time to distribute. He, therefore, asked the Council to approve the addition to the agenda for tonight's meeting. A motion was made by Alderman Kemp with a Second from Alderman Baker, to adopt and use the modified agenda. The motion was approved via voice vote with no opposition

**Item 1: Dark Sky Law: Ordinance 2006-06 Second and Third readings:**

City Attorney Benca Read Ordinance 2006-06 "Dark Sky Exemption"

An unidentified citizen asked what the Ordinance was about. Mayor Davis explained that a federal law had passed making it a requirement for cities to install a specific type of streetlight in all new developments or replacements to reduce the upward glow of lights into the night sky. However cities could "Opt out" of the requirement by passing an ordinance to that effect. Because of the additional costs involved Shannon Hills, like most cities surrounding us, was choosing to pass the ordinance rather than absorb the additional costs.

A motion to approve Ordinance 2006-06, as read, was made by Alderman Kemp. A second was provided by Alderman Everett. In a Roll call vote, Aldermen Kemp, Tribble, Smith, Holsomback, Everett and Baker voted "Yes." There were no "No" votes. This was a Second reading for this ordinance.

Suspend Rules for third Reading:

Alderman Kemp made a motion to suspend the rules and place the ordinance on the floor for a third and final reading invoking the Emergency Clause. Alderman Tribble provided a second. The motion was approved via voice vote with no opposition

Third Reading Ordinance 2006-06:

A motion to approve Ordinance 2006-06, as read, with emergency clause invoked, was made by Alderman Kemp. A second was provided by Alderman Everett. In a Roll call vote, Aldermen Tribble, Smith, Holsomback, Everett, Baker and Kemp voted "Yes." There were no "No" votes.

This was a third reading for this ordinance the Ordinance is now law.

**Item 2. Ordinance 2006-07 (Annexation of 17 acres on Vimy Ridge Road):**

Mayor Davis reported that all required preliminary steps had been completed by the property owners. They have petitioned for annexation, appeared before our Planning Commission, advertised the annexation in the newspapers and on Aug 01, 2006 they appeared before the County Judge and their annexation request was approved. The only unfinished step is for the City to pass an Ordinance accepting the property into the city. The Ordinance was read, in full, by City Attorney Benca.

An unidentified citizen inquired about the cost of installing water and sewer lines in the area. Mayor Davis explained that the developer was responsible for all of those things and the cost to the city would be nothing.

A motion to approve Ordinance 2006-07, as read, was made by Alderman Kemp. A second was provided by Alderman Baker. In a roll call vote Aldermen Smith, Holsomback, Everett, Baker, Kemp and Tribble voted for the Ordinance. There were no opposing votes.

Suspend Rules for Second Reading of Ordinance 2006-07:

Alderman Kemp made a motion to suspend the rules and place the ordinance on the floor for a Second reading, reading only the title and invoking the emergency clause.

Alderman Baker provided a second. The motion was approved via voice vote with no opposition.

Second Reading Ordinance 2006-07:

City Attorney Benca read the title of Ordinance 2006-07.

A motion to approve Ordinance 2006-076, as read, with emergency clause invoked, was made by Alderman Kemp. A second was provided by Alderman Baker. In a Roll call vote, Aldermen Holsomback, Everett, Baker, Kemp, Tribble, and Smith, voted "Yes." There were no "No" votes.

This was a second reading for this ordinance.

Suspend Rules for Third Reading of Ordinance 2006-07:

Alderman Kemp made a motion to suspend the rules and place the ordinance on the floor for a Second reading, reading only the title and invoking the emergency clause. Alderman Everett provided a second. The motion was approved via voice vote with no opposition.

Third and final Reading Ordinance 2006-07:

City Attorney Benca read the title of Ordinance 2006-07.

A motion to approve Ordinance 2006-07, as read, was made by Alderman Kemp. A second was provided by Alderman Baker. In a Roll call vote, Aldermen Everett, Baker, Kemp, Tribble, Holsomback and Smith voted "Yes." There were no "No" votes. This was a third reading for this ordinance it is now law.

**Item 3. Ordinance 2006-08 (3 Mill Property Tax Renewal):**

Mayor Davis explained to those attending that this is not a new tax but is a continuation of a tax that has existed for years. It must be renewed each year.

A motion to approve Ordinance 2006-08 was made by Alderman Kemp. A second was provided by Alderman Baker. City Attorney Benca read Ordinance 2006-08 in full. In a roll call vote, Aldermen Baker, Kemp, Tribble, Smith, Holsomback and Everett voted for the Ordinance. There were no opposing votes.

**Item 4. Resolution 2006-07 A resolution of Support for MAWA ( Mid-Arkansas Water Alliance)**

City Attorney Benca read the Resolution. A motion to approve the resolution was made by Alderman Baker. A second was provided by Alderman Everett. In a roll call vote Aldermen Baker, Kemp, Tribble, Smith, Holsomback and Everett voted for the motion. There were no opposing votes. The resolution was approved.

**Comments:**

Mayor Davis announced that a clean up of Otter Creek would begin soon including trimming all bank vegetation and dredging of the creek bed. Dirt, removed from the creek bed will be available to citizens who want it for a delivery fee of Twenty-Five dollars (\$25.00) per load. Dirt will be free to those who can haul their own.

An unidentified citizen asked who was paying for all of the water and sewer work being done in Carrington Place and the adjoining sub-divisions. Mayor Davis explained that the water

tower and the trunk line from the tower were paid for by the city but that lines from the houses and neighborhood lines were provided by the developers.

**A Motion to Adjourn** was made by Alderman Kemp. A second was supplied by Alderman Baker. Motion was approved by voice vote with no opposition.

The Meeting Adjourned at 7.07pm.

Date: \_\_\_\_\_

Approved: \_\_\_\_\_  
Larance Davis, Mayor

Attest: \_\_\_\_\_  
Curt Wilson, Recorder-Treasurer